

**TUCSON PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM BOARDS
MEETING OF TUESDAY, OCTOBER 10, 2006
FINANCE DEPARTMENT CONFERENCE ROOM
5TH FLOOR OF CITY OF TUCSON, CITY HALL 255 W. ALAMEDA, TUCSON, AZ
Meeting Began at 9:03 A.M.
LEGAL ACTION REPORT**

1. ROLL CALL

Police Board Members:

Robert Walkup	- Chair
Schuyler Lininger	- Member
Scott Douthitt	- Member
Mike Gurr	- Member
Tom Garrison	- Member

Fire Board Members:

Robert Walkup	- Chair
Schuyler Lininger	- Member
Scott Douthitt	- Member
Mike McKendrick	- Member
Roger Tamietti	- Member

2. POLICE CONSENT AGENDA: ITEMS A – H*

A. MINUTES FOR APPROVAL – 09/12/06

B. PENSION PAYROLL –Addition of Normal Service Retirement in the amount of \$2,871.45 for Raul Olivas out of D.R.O.P.; Addition of Normal Service Retirement in the amount of \$2,754.62 for Carlos Villanueva out of D.R.O.P. Deletion of Child's benefit in the amount of for Jack Gillum effective October 1, 2006 due to his turning 23 on 09/02/06.

C. NORMAL SERVICE RETIREMENT

Raul Olivas – Last day worked 09/22/06 – Pension effective 10/01/06

Carlos Villanueva – Last day worked 09/22/06 – Pension effective 10/01/06

D. DEFERRED RETIREMENT OPTION PLAN (D.R.O.P.)

Peggy Redman – D.R.O.P. date effective September 30, 2006

Gary Rhea - D.R.O.P. date effective September 30, 2006

E. EXPENDITURE STATEMENT – SUNNYSIDE MEDICENTER, P.C.

Disability evaluation for Kelly Sheldon (\$250.00).

*Correction to the Item number A-H not A-G.

- F. REDEMPTION OF PRIOR SERVICE
Everardo Nunez – 2.00 years of prior military service in the amount of \$27,983.00
- G. TRANSFER OF CREDITED SERVICE
Todd Glenn – From Tucson Police to Pima College Police .2765
years in the amount of \$3,694.32
- H. RETAINER FEE OF \$400 PLUS COSTS-DAVID McEVOY, ATTORNEY

MOTION by Mr. Garrison, seconded by Mr. Douthitt that police consent agenda Items A-H not A-G be adopted and appropriate action taken. Motion **CARRIED** by a roll call vote of 4-0. (Mr. Gurr absent/excused).

3. FIRE CONSENT AGENDA: ITEMS A – C

- A. MINUTES FOR APPROVAL – 09/12/06
- B. PENSION PAYROLL – No change.
- C. RETAINER FEE OF \$400 PLUS COSTS-DAVID McEVOY, ATTORNEY

MOTION by Mr. McKendrick, seconded by Mr. Tamietti that fire consent agenda Items A-C be adopted and appropriate action taken. Motion **CARRIED** by a roll call vote of 5-0.

4. APPLICATION FOR DISABILITY RETIREMENT

EXECUTIVE SESSION Discussion or consideration of records exempt by law from public inspection A.R.S. 38-431.03[2] and discussion or consultation for legal advice with attorney staff A.R.S. 38-431.03 (A[3 & 4])

Police – Attachments
Kelly Sheldon
James Hartsuck

There was no executive session.

5. CONSIDERATION OF APPLICATION FOR DISABILITY RETIREMENT
Direction regarding Executive Session

Police

Kelly Sheldon

James Hartsuck

MOTION by Mr. Garrison, seconded by Mr. Douthitt that Kelly Sheldon's application for Permanent Accidental Disability be approved. Motion **CARRIED** by a roll call vote of 4-0. (Mr. Gurr absent/excused).

MOTION by Mr. Garrison, seconded by Mr. Douthitt after review of the medical evidence to request that Mr. James Hartsuck go to the Board Physician for a physical examination to determine if he is eligible for Permanent accidental disability. Motion **CARRIED** by a roll call vote of 4-0. (Mr. Gurr absent/excused).

**6. CONSIDERATION OF ANNUAL PHYSICAL REQUIREMENT - RULE 16
EXECUTIVE SESSION Discussion or consideration of records exempt by
law from public inspection A.R.S. 38-431.03[2] and discussion or consultation
for legal advice with attorney staff A.R.S. 38-431.03 (A[3 & 4])**

Police

Darryl Alexander – DOH: 02/18/92 DOR: 10/30/03 Last Physical: 12/01/05

Patrick Hannigan – DOH: 07/06/87 DOR: 11/29/89 Last Physical: 03/05/04

Stephen Hippel – DOH: 05/13/92 DOR: 01/30/98 Last Physical: 06/04/04

There was no executive session.

**7. CONSIDERATION OF ANNUAL PHYSICAL REQUIREMENT – RULE 17
Board Direction Regarding Executive Session**

Police

Darryl Alexander

Patrick Hannigan

Stephen Hippel

MOTION by Mr. Garrison, seconded by Mr. Lininger that Mr. Alexander's requirement to take an annual physical be waved and brought back in a year for review. And also that in keeping with Board policy of taking a physical every other year Patrick Hannigan and Steve Hippel be requested to take the annual

physical with the Board Physician. Motion **CARRIED** unanimously. (Mr. Gurr absent/excused).

8. CHANGES IN THE OPEN MEETING LAW

Police & Fire

Informational Item no action taken.

9. FUND INFORMATIONAL ITEM

Police & Fire

Informational Item no action taken.

10. ADJOURNMENT (9:20 a.m.)

The next regular meeting of the Tucson Police and Fire Public Safety Personnel Retirement System Boards is scheduled for 9:00 A.M. on Tuesday, November 14, 2006, in the Finance Department Conference Room, 5th floor, City Hall, 255 W. Alameda, Tucson, AZ.

Police Board:

MOTION by Mr. Garrison, seconded by Mr. Douthitt to Adjourn. Motion **CARRIED** Unanimously. (Mr. Gurr absent/excused)

Fire Board:

MOTION by Mr. McKendrick, seconded by Mr. Douthitt to Adjourn. Motion **CARRIED** Unanimously.